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Kurt A. Summe, Reg. No. 36,023

8/31/04  
Date

PATENT  
ATTY. DOCKET NO: MELV-02CT/119

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	David Boyd Melvin	Art Unit:	3738
Serial No.	10/618,986	Examiner:	Not Yet Assigned
Filed:	July 14, 2003	Conf. No.:	5972
Title:	HEART WALL ACTUATION DEVICE FOR THE NATURAL HEART		

Cincinnati, Ohio

August 31, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of candor and good faith which is imposed by Rule 56 (37 C.F.R. §1.56), the art listed on the attached form PTO-1449 is called to the attention of the U.S. Patent and Trademark Office in connection with the above identified patent application. Copies of the cited references are enclosed. No representation is made that the cited art is the only art or that the cited art represents the best art. The Examiner is urged to consider the cited references and to make an independent decision with respect to their materiality.

Applicant does not believe that any fees are due in connection with this submission as there has yet to be a first Action in this case. However, if such petition is due or any fees are necessary, the Commissioner may consider this to be a request for such and charge any necessary fees to Deposit Account 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

A handwritten signature in black ink, appearing to read "Kurt A. Summe", written over a horizontal line.

Kurt A. Summe  
Reg. No. 36,023

2700 Carew Tower  
Cincinnati OH 45202  
(513) 241-2324 Voice  
(513) 421-7269 Facsimile

SUBSTITUTE FORM PTO-1449  
(MODIFIED)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
MELV/02CTSERIAL NO.  
10/618,986INFORMATION DISCLOSURE  
STATEMENT BY APPLICANTAPPLICANT  
David Boyd MelvinFILING DATE  
July 14, 2003GROUP  
3738

(Use several sheets if necessary)

(37 CFR 1.98(b))

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A.A	6	1	8	3	4	1	1	02/06/01	Mortier et al.			
	A.B												
	A.C												
	A.D												
	A.E												
	A.F												
	A.G												
	A.H												
	A.I												
	A.J												
	A.K												

## FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS

		DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUBCLASS	TRANSLATION (YES/NO)
	A.L	WO 00/18320	04/06/00	International			
	A.M	WO 01/91667	12/06/01	International			
	A.N	WO01/67985	02/16/01	International			
	A.O						
	A.P						
	A.Q						

## OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication)

	A.R	Melvin et al., Cyclic Device for Restructuring Heart Chamber Geometry, US2003/O23132, published January 30, 2003.
	A.S	
	A.T	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not in conformance. Draw line through citation only if not in conformance and not considered.  
Include a copy of this form with next communication to applicant.